U.S. DISTOICT COURT EF N.Y:

JUL 1 6 1998

TIME A.M.

JOSE BENTINEZ,

Plaintiff,

-against-

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

> **JUDGMENT** 97-CV-4632 (RJD)

KENNETH S. APFEL, COMMISSIONER OF SOCIAL SECURITY,

Defendant.

A memorandum and order of the Honorable Raymond J. Dearie, United States District Judge, having been filed on July 17, 1998, granting the defendant's motion for judgment on the pleadings; it is

ORDERED and ADJUDGED that the plaintiff take nothing of the defendant; and, that the defendant's motion for judgment on the pleadings is granted.

Dated:

Brooklyn, New York July 20, 1998

ROBERT C. HEINEMANN

Reserveneure

Clerk of Court